

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# **DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### RATE GROUPING DURING CODE GENERATION FOR MULTI-RATE MODELS

the specification of which was filed on July 18, 2003 as Application No. 10/622211.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Lahive & Cockfield, LLP, 28 State Street, Boston, Massachusetts 02109, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

### FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-
(d) of any foreign application(s) for patent or inventor's certificate listed below and have also
identified below any foreign application for patent or inventor's certificate having a filing
date before that of the application on which priority is claimed:

x no such foreign applications have been filed
such foreign application have been filed as follows:
EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			Yes No
			Yes No
			Yes No

Attorney Docket No.: MWS-055

# ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

A	Application Nu	mber	Country			Date of Filing	
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CL	AIM FOR I	BENEFIT OF	EARLIER U	.S. PROVIS	IONAL	APPLICATIO	NS
	•	priority bene onal patent app			States	Code §119(e),	of any
x no si	uch U.S. pro	ovisional appli	ications have	been filed.			
such	U.S. provis	sional applicat	ion have beer	i filed as foll	ows:		
	Applicati	on Number	Date of	Filing		rity Claimed r 35 USC 119	]
	. <u> </u>					Yes No	
						Yes No	
						Yes No	
	CLAIM F	FOR BENEFI	Γ OF EARLII	ER U.S./PCT	Γ APPL	ICATION(S)	_
I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:							
x no such U.S./PCT applications have been filed.							
such U.S./PCT application have been filed as follows:							
Applicati	on Number	Relatio	onship	Parent Appl	ication	Date of F	iling /

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## I hereby appoint:

# All practitioners at Customer Number 00959 (listed here):

James E. Cockfield	19,162	Jeanne M. DiGiorgio	41,710	Hathaway P. Russell	46,488
Thomas V. Smurzynski	24,798	Megan E. Williams	43,270	John S. Curran	50,445
Ralph A. Loren	29,325	Jeremiah Lynch	17,425	Lisa M. DiRocco	51,619
Giulio A. DeConti, Jr.	31,503	David J. Rikkers	43,882	Danielle L. Herritt	43,670
Elizabeth A. Hanley	33,505	* Maria Laccotripe Zacharakis, Ph.D.		Cynthia M. Soroos	53,623
Amy E. Mandragouras	36,207	Debra J. Milasincic	46,931	Jonathan M. Sparks, Ph.D.	53,624
Anthony A. Laurentano	38,220	David R. Burns	46,590	Merideth C. Arnold	52,568
Kevin J. Canning	35,470	Sean D. Detweiler	42,482	Peter W. Dini, Ph.D.	52,821
Jane E. Remillard	38,872	Cynthia L. Kanik, Ph.D.	37,320	Andrina Williams Zink	54,539
DeAnn F. Smith	36,683	Theodore R. West	47,202	John D. Lanza	40,060

<sup>\*</sup> Limited Recognition Under 37 C.F.R. § 10.9(b)

all of Lahive & Cockfield, LLP, 28 State Street, Boston, Massachusetts 02109, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to Kevin J. Canning at **Customer Number** 00959, whose address is:

#### Lahive & Cockfield, LLP

28 State Street

Boston, Massachusetts 02109

Please direct telephone calls to: Kevin J. Canning at (617) 227-7400.

Please direct facsimiles to: (617) 742-4214

Full name of sole or first inventor	
Matthew Englehart	
Sole or first inventor's signature	Date
Mother Englishert	9/20/2003
Residence	
Olmstead Falls, Ohio	
Citizenship US	
Mailing Address	
26247 Bagley Road Olmstead Falls, Ohio 44138	

Attorney Docket No.: MWS-055

Full name of second inventor, if any	
John E. Ciolfi	
Second inventor's signature	Date 9-23-2003
Residence // Wellesley, Massachusetts	
Citizenship US	
Mailing Address	
32 Pickerel Road Wellesley, Massachusetts 02482	